

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

KENNETH ANDERSON, SR.,

Plaintiff,

v.

LINDA L. CAVER,

Defendant.

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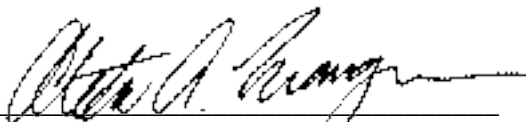
Civil No. 3:07-0073
Judge Trauger

ORDER

On December 10, 2007, the Magistrate Judge issued a Report and Recommendation recommending, among other things, that summary judgment be granted to the defendant. (Docket No. 57) No timely objections have been filed. The Report and Recommendation is therefore **ACCEPTED** and made the findings of fact and conclusions of law of this court. For the reasons expressed therein, it is hereby **ORDERED** that the Motion for Summary Judgment filed by the defendant in both her individual and official capacities (Docket No. 41) is **GRANTED** as to all claims brought under 42 U.S.C. § 1983, and these claims are **DISMISSED WITH PREJUDICE**. It is further **ORDERED** that the Motion to Dismiss filed by the defendant in her official capacity (Docket No. 25) is **DENIED AS MOOT**. All claims based upon state law asserted pursuant to this court's supplemental jurisdiction under 28 U.S.C. § 1367 are **DISMISSED WITHOUT PREJUDICE**.

It is so **ORDERED**.

ENTER this 15th day of January 2008.



ALETA A. TRAUGER
U.S. District Judge